

EXHIBIT

7

Maishon Terrell Cooper

12/07/2021

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF MICHIGAN

SOUTHERN DIVISION

EUGENE HABICH,

Plaintiff,

Case No. 20-cv-12528

-vs-

Hon. David M. Lawson

COUNTY OF WAYNE, JOHN DOE #1,

Mag. Anthony P. Patti

JOHN DOE #2,

Defendants.

PAGE 1 to 31

The Deposition of MAISHON TERRELL COOPER,

Taken at 500 Griswold, 30th Floor,

Detroit, Michigan,

Commencing at 5:30 p.m.

Tuesday, December 7, 2021

Before Cynthia Ann Chyla, RPR, CSR, 0092.

Maishon Terrell Cooper

12/07/2021

Pages 22..25

Page 22

Page 24

1 Packet of Photographs
 2 WAS MARKED FOR IDENTIFICATION.
 3 BY MR. STELLA:
 4 Q. So take a second, just take a look-see through that.
 5 **A. Yeah, I knew the color.**
 6 **That looks expensive.**
 7 **Geez. That looks like a police car.**
 8 **Yeah.**
 9 Q. So I'm just going to ask you a couple -- look at the
 10 page numbers at the bottom. I'm going to ask you some
 11 questions.
 12 **A. No problem.**
 13 Q. I know there is no VIN or anything on this car but does
 14 this look like the 2008 Dodge Charger you may have sold
 15 in 2017?
 16 **A. It does. I thought it had a black stripe somewhere else**
 17 **on it, but no. I was thinking a black stripe somewhere**
 18 **in my mind, like a 2-tone black and white police car.**
 19 Q. Does this look like a 2008 Dodge Charger to you?
 20 **A. Yes, correct.**
 21 Q. On page 3, which is the next page at the bottom -- the
 22 page you were just looking at.
 23 **A. Oh.**
 24 Q. I don't know if I got -- so on this photo do you see a
 25 black push bar?

Page 23

1 **A. Yes.**
 2 Q. Okay. And are black push bars normally removed at
 3 auction or no?
 4 **A. No, they usually leaves those on there.**
 5 Q. Do you remember when you sold this car whether this push
 6 bar was there?
 7 **A. It looks like it was there.**
 8 Q. Either way if you remember.
 9 **A. I think it was there.**
 10 Q. Okay. And, so, if you look on the push bar on the
 11 middle level you'll see -- what do you think those are?
 12 **A. Those are lights.**
 13 Q. Okay. Would you have sold this car with those lights in
 14 that position?
 15 MS. DOWNEY: Objection to form.
 16 You can answer subject to that objection.
 17 **A. No, no, lights wouldn't have been on there.**
 18 BY MR. STELLA:
 19 Q. Okay. And if you look up on the windshield, what do you
 20 see on the top of the windshield in this picture?
 21 **A. Those look like police lights.**
 22 Q. Okay. Would you have sold this car with those lights on
 23 them?
 24 MS. DOWNEY: Objection to form.
 25 You can answer subject to the objection.

1 **A. No.**
 2 BY MR. STELLA:
 3 Q. Okay. Let's look at -- so look at page Number 7.
 4 Okay. So you see this gray box here?
 5 **A. Yes.**
 6 Q. Do you know what that is?
 7 **A. No.**
 8 Q. Okay. Do you think -- would you have sold a car with
 9 this thing in the car?
 10 **A. No.**
 11 MS. DOWNEY: Objection to form.
 12 **A. No. Yeah, that was -- no.**
 13 BY MR. STELLA:
 14 Q. Okay. So look at page Number 8, and what do you see in
 15 page Number 8?
 16 **A. Those look like lights, LED lights.**
 17 Q. Okay. Would you have sold this 2008 Dodge Charger with
 18 these lights installed?
 19 MS. DOWNEY: Same objection to form.
 20 **A. No.**
 21 BY MR. STELLA:
 22 Q. Take a look at Number 9. I believe Number 9 is another
 23 view of the front, but you can confirm if I'm seeing
 24 this correctly? Is that true? Just look: Does this
 25 look like the front to you?

Page 25

1 **A. Yes, it does.**
 2 Q. What is underneath -- what is at the top of the
 3 windshield?
 4 **A. LED lights.**
 5 Q. And would you have sold a Dodge Charger with those
 6 lights installed?
 7 MS. DOWNEY: Same objection.
 8 **A. No.**
 9 BY MR. STELLA:
 10 Q. Page Number 10, do you see -- do you see -- what do you
 11 see in page 10?
 12 **A. Computers.**
 13 Q. Would you have sold this 2008 Dodge Charger with a
 14 laptop?
 15 MS. DOWNEY: Same objection.
 16 **A. No.**
 17 BY MR. STELLA:
 18 Q. Okay. Page Number 12, the last page.
 19 **A. Yes.**
 20 Q. Do you see a license plate in this photograph?
 21 **A. Correct.**
 22 Q. Okay. Is there anything about the license plate in this
 23 photograph?
 24 **A. Looked like another set of LED lights.**
 25 Q. Would you have sold the Dodge Charger with these LED

Maishon Terrell Cooper

12/07/2021

Pages 26..29

Page 26

Page 28

1 lights installed?
 2 MS. DOWNEY: Same objection to form.
 3 **A. No.**
 4 BY MR. STELLA:
 5 Q. Okay. If -- I know you don't remember this person but
 6 if Mr. Eugene Habich states that he bought this car from
 7 you with these lights, all the lights we talked about
 8 already there, would you agree or disagree with that?
 9 MS. DOWNEY: Objection to form.
 10 **A. I have to disagree. That looks a little different**
 11 **there.**
 12 BY MR. STELLA:
 13 Q. So on any of the decommissioned police cars has anyone
 14 asked you to install police lights before you sold it to
 15 them?
 16 **A. No.**
 17 Q. Just out of curiosity, at your current dealership that
 18 you work for do they ever sell decommissioned police
 19 cars?
 20 **A. No, not recently.**
 21 Q. So I was just wondering if Page Toyota ever sold.
 22 Did you ever run across decommissioned police
 23 cars in your current position?
 24 **A. No.**
 25 MR. STELLA: All right. I have no further

Page 27

1 questions for you, Mr. Cooper. Miss Downey can ask you
 2 some questions.
 3 MS. DOWNEY: Hi, Mr. Cooper, I have just a few
 4 questions for you here.
 5 EXAMINATION BY MS. DOWNEY:
 6 Q. First of all, have you spoken with either Mr. Stella or
 7 anybody from Wayne County prior to coming here tonight?
 8 **A. No, just the subpoena.**
 9 Q. Have you spoken to any representatives of the Wayne
 10 County Sheriff's Department --
 11 **A. No.**
 12 Q. -- prior to coming here tonight?
 13 **A. No.**
 14 Q. Okay. Now, do you remember a lady by the name of Erica
 15 Cross?
 16 **A. Yes.**
 17 Q. Who was Erica Cross?
 18 **A. She used to work for me as a salesperson/partner,**
 19 **business partner.**
 20 Q. If she were to say that this car was sold with police
 21 lights on it would you dispute her recollection?
 22 **A. I don't know. I wouldn't dispute it if she saw the**
 23 **vehicle.**
 24 Q. Okay.
 25 **A. Because, like I said, as far as I know, my name is on**

1 there but I don't know for sure if I sold it. I don't
 2 know.
 3 Q. Sure.
 4 **A. I know the car.**
 5 Q. And I recollect that you said you didn't remember
 6 selling this particular car, you thought this was a
 7 black and white; right?
 8 **A. Yes. I know it was white but I remember black on there,**
 9 **though.**
 10 Q. So your memory is not exactly 100 percent on this sale;
 11 right?
 12 **A. Well, I mean, I just know some black in there somewhere,**
 13 **yeah.**
 14 Q. Okay.
 15 MS. DOWNEY: I think that's all the questions
 16 I have for you right now, sir.
 17 **THE WITNESS: Okay.**
 18 MR. STELLA: Mr. Cooper I do have a couple
 19 followups, because I never -- I want to know more about
 20 Erica Cross.
 21 RE-EXAMINATION BY MR. STELLA:
 22 Q. Who is Erica Cross again?
 23 **A. She was a salesperson/business partner.**
 24 Q. And do you know from this paperwork did she sell this
 25 car to Mr. Habich or were you directly involved in this

Page 29

1 sale?
 2 **A. I see my signature on there and not hers because she**
 3 **would sign my name a lot because I wasn't in the office.**
 4 **But she usually have her name on there if she did sell**
 5 **it or if I typed it up. Sometimes she'll sell it, I**
 6 **type it up and do the paperwork.**
 7 Q. Okay. So --
 8 **A. But I know because I bought this car because I'm mostly**
 9 **the buyer. I do all the buying and selling, but**
 10 Q. All right. So I don't know what Miss Cross has to say
 11 about any of this --
 12 **A. Okay.**
 13 Q. -- but I have a simple question for you if you look at
 14 page 3.
 15 **A. Page 3.**
 16 Q. So, yeah, the one where it says B3?
 17 **A. Okay.**
 18 Q. Do you remember: Did you buy a car at auction, this car
 19 at some auction somewhere that had these lights
 20 installed when you purchased it?
 21 **A. No.**
 22 Q. Okay. Did you -- did you install these lights on this
 23 car?
 24 **A. No, I didn't.**
 25 Q. Did anyone at your dealership to your knowledge install

Maishon Terrell Cooper

12/07/2021
Page 30

Pages 30..31

1 these lights on this car?

2 A. No.

3 Q. Did anybody ask anybody at your dealership to install

4 these lights on the car?

5 A. No.

6 MR. STELLA: Okay. I have nothing further.

7 MS. DOWNEY: Nothing further at this time.

8 Thank you.

9 MR. STELLA: Thank you, Mr. Cooper.

10 (The Deposition concluded at 6:03 p.m.)

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

Page 31

1 CERTIFICATE OF NOTARY

2

3 STATE OF MICHIGAN)

4) SS

5 COUNTY OF OAKLAND)

6

7 I, Cynthia Ann Chyla, Certified Shorthand

8 Reporter, a Notary Public in and for the above county

9 and state, do hereby certify that the above deposition

10 was taken before me at the time and place hereinbefore

11 set forth; that the witness was by me first duly sworn

12 to testify to the truth, and nothing but the truth, that

13 the foregoing questions asked and answers made by the

14 witness were duly recorded by me stenographically and

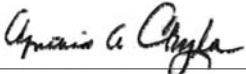
15 reduced to computer transcription; that this is a true,

16 full and correct transcript of my stenographic notes so

17 taken; and that I am not related to, nor of counsel to

18 either party nor interested in the event of this cause.

19

20 

21

22 Cynthia Ann Chyla, CSR-0092

23 Notary Public,

24 Oakland County, Michigan

25 My Commission expires: 05-12-2023